



Ifu

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

International Patent Application of

New York, New York

Ferdinand BAHLMANN et al.

Date: May 15, 2007

Serial No.: 10/586,896

Group Art Unit: 1614

Filed: October 16, 2006

Examiner:

For: USE OF LOW-DOSE ERYTHROPOIETIN FOR STIMULATING ENDOTHELIAL
PRECURSOR CELLS, REGENERATING ORGANS, AND SLOWING DOWN
PROGRESSION OF END ORGAN DAMAGES

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUBMISSION

Sir:

Submitted herewith is a copy of an English translation of the International Preliminary Examination Report which was originally submitted with the filing of the above-identified application on July 20, 2006.

The attached PTO-1449 form lists prior art for the above application as well as the references appearing in the IPER. Since the IPER is considered part of the U.S. prosecution, it is requested that the references be made of record.

No fee is believed to be due with this submission, since it is being made prior to issuance of a first Office Action concerning this matter. If any fee is due, however, authorization is hereby provided to charge the required amount to Deposit Account No. 15-0700.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450, on May 15, 2007

Respectfully submitted,

Mark A. Farley

Name of applicant, assignee or
Registered Representative

Mark A. Farley
Signature

May 15, 2007

Date of Signature

Mark A. Farley

Mark A. Farley

Registration No.: 33,170

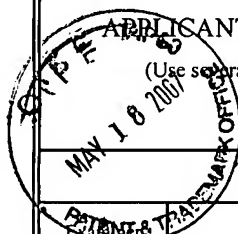
OSTROLENK, FABER, GERB & SOFFEN, LLP

1180 Avenue of the Americas

New York, New York 10036-8403

Telephone: (212) 382-0700

MAF:jl
Enclosures

		Application 10/586,896		OFPS File No. P/2107-297		
		Applicant Ferdinand Bahlmann et al.				
		Filing Date October 16, 2006		Group Art Unit 1614		
U.S. PATENT DOCUMENTS (not submitted for applications filed after 6/30/03)						
Examiner Initial	Document Number	Date MM-YYYY	Name	Class	Sub-class	Filing Date If Appropriate
	US-2003/0068297 A1	04-2003	Jain	424	85.1	
	US-5,980,887	11-1999	Isner et al.	424	93.7	
	US-6,284,260	09-2001	Czeizler	424	423	
FOREIGN PATENT DOCUMENTS						
	Document Number	Date MM-YYYY	Country	Class	Sub-class	Translation
						Yes No
	DE 102 34 192 A1	02-2004	Germany			X English Abstract only
	EP 0 939 644 B1	09-1999	Europe			
	WO 2004/004664 A2	01-2004	WIPO			
	WO 02/085940 A2	10-2002	WIPO			
	WO 00/61164	10-2000	WIPO			
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)						
		C. Hamm et al., "A Classification of Unstable Angina Revisted", <i>Circulation</i> , 102:118-122 (2000).				
		C. Schmidt-Lucke et al., "Reduced Number of Circulating Endothelial Progenitor Cells Predicts Future Cardiovascular Events", <i>Circulation</i> , 111:2981-2987 (2005).				
		Bahlmann, F., et al., "Endothelial progenitor cell proliferation and differentiation is regulated by erythropoietin", <i>Kidney International</i> , 64:1648-1652 (2003).				
		Database WPI Week 20051 Derwent Publications Ltd., London, GB; AN 2000-557148 XP002337946				
		Buemi M., et al., "Recombinant human erythropoietin (rHuEPO): More than just the correction of uremic anemia", <i>J. Nephrol</i> , 15:97-103 (2002).				
		Ritz E., et al. "Early epoetin treatment in patients with renal insufficiency", <i>Nephrol Dial Transplant</i> , 15(3):40-44 (2000)				
		Bahlmann F., et al., "Erythropoietin regulates endothelial progenitor cells", <i>Blood</i> , 103(3):921-926 (2004).				
		Bahlmann F., et al., "Low-Dose Therapy With the Long-Acting erythropoietin Analogue Darbepoetin Alpha Persistently Activates Endothelial Akt and Attenuates Progressive Organ Failure", <i>Circulation</i> , 8(24):1006-1012 (2004).				
Examiner		Date Considered				
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.						

APPLICANT'S ART CITATION (Use several sheets if necessary)		Application 10/586,896		OFGS File No. P/2107-297		
		Applicant Ferdinand BAHLMANN				
		Filing Date October 16, 2006		Group Art Unit 1614		
U.S. PATENT DOCUMENTS (not submitted for applications filed after 6/30/03)						
Examiner Initial	Document Number	Date MM-YYYY	Name	Class	Sub-class	Filing Date If Appropriate
	US-6,676,947 B1	01-2004	Gottschalk et al.	424	198.1	
	US-2002/0048558 A1	04-2002	Niemiec et al.	424	70.22	
FOREIGN PATENT DOCUMENTS						
	Document Number	Date MM-YYYY	Country	Class	Sub-class	Translation
						Yes No
	WO 03/057242 A	07-2003	WIPO			
	WO 02/14356 A	02-2002	WIPO			
	WO 03/103608A	12-2003	WIPO			
	EP 0 965 349	12-1999	EPO			X English equivalent only
	WO 03/037273 A2	05-2003	WIPO			
	WO 98/19712	05-1998	WIPO			
	WO 89/07944	09-1989	WIPO			
	WO 98/10650	03-1998	WIPO			
	WO 2004/012759	02-2004	WIPO			
	WO 2005/037304 A1	04-2005	WIPO			
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)						
		English Translation of International Preliminary Examination Report				
Examiner		Date Considered				
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.						